

**Executive Session Minutes
Of
The Foxboro Water and Sewer Commissioners
May 21, 2012**

Members in Attendance: Chairman W. Euerle, Vice Chairman M. Stanton, Clerk R. Pacella, Superintendent L. Potter, DPW Superintendant R. Hill, Operations Manager R. Worthley, Finance Director R. Scollins.

At 7:05 p.m. the Board voted by Role Call Vote to go into Executive Session to discuss the purchase, exchange or lease of real property with the intention of coming back into regular session at the conclusion, W. Euerle – yes, M. Stanton – yes, R. Pacella – yes.

Town Finance Director Randy Scollins wanted to discuss with the Board the Billboard MOA that had recently expired on May 14, 2012.

Town Counsel acknowledges that the town owns the physical assets of the billboards, but no ad rights. Until this is sorted out, the Kraft Organization is agreeable to a month to month extension of the existing agreement. The Board generally agrees, but proposes some conditions. R. Scollins reviewed the 9 conditions with the Board. They include:

The \$87,500 plus interest in the reuse tank sinking maintenance funds that are being held be paid out to the town; the annual payment be made by June 15th which includes the \$25,000 reuse tank sinking maintenance fund for the past 12 months; the 50/50 sharing of the revenue; with payments being made monthly (on the 15th) until a new agreement is reached; the monthly amount of reuse tank sinking maintenance funds be paid monthly with the advertising revenue; the 5% commission structure will remain; an explanation of the billboard advertising commitments with the understanding that no ad commitments exceed six months from May 14, 2012; a monthly meeting and a Bill of Sale confirming that the town owns the billboards outright.

R. Scollins also informed the Board that the \$116,000 being held in escrow from last years billboard payment will be returned to the water enterprise account.

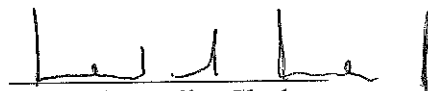
A motion that the Board of Water and Sewer Commissioners resolve Town Counsel to create a document for the BWSC and the Kraft Group to continue a relationship on a short term basis was approved 3-0-0.

Executive Session was adjourned at 7:20 p.m.

Respectfully Submitted,

Diana Gray

These minutes of May 21, 2012 were approved as amended on June 25, 2012.


Richard Pacella, Clerk